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16 CAPITAL ONE BANK (USA), N.A.  
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10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13 CAPITAL ONE BANK (USA), N.A.,

14 Plaintiff,

15 v.

16 EDMUND G. BROWN, JR., in his capacity as  
17 Attorney General of the State of California,

18 Defendant.

Case No. C08-02289-SC

**PLAINTIFF'S NOTICE OF  
VOLUNTARY DISMISSAL**

Hon. Samuel Conti

Complaint Filed: May 2, 2008  
Trial Date: TBA

1 Pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, Plaintiff Capital  
2 One Bank (USA), N.A. hereby voluntarily dismisses the above-captioned action.

3 Dated: November 25, 2008

MORRISON & FOERSTER LLP

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5 By: /s/ James F. McCabe  
James F. McCabe

6 Attorneys for Plaintiff  
7 CAPITAL ONE BANK (USA), N.A.  
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